

House Finance, Ways and Means Committee Amendment #2

AMENDMENT NO. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1698*

House Bill No. 1793

H #0019

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred eighty-five thousand dollars (\$285,000) to the department of human services for the sole purpose of making grants to children's advocacy centers as follows:

ChildHelp USA (Knoxville)	\$30,000
Hamilton County	30,000
Memphis	30,000
Nashville	30,000
Clarksville	30,000
Robertson County	30,000
Sullivan County	30,000
Carl Perkins Center for the Prevention of Child Abuse (Jackson)	30,000
Carl Perkins Center for the Prevention of Child Abuse (Tipton Co.)	30,000
Tennessee Chapter of Children's Advocacy Centers (Nashville)	15,000

H #0022

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ninety-five thousand dollars (\$95,000) to the department of the military for the sole purpose of funding health care services pursuant to the Mediguard Program.

H #0024

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the department of the military for the sole purpose of making a grant in such amount to the Tennessee Defense Force, to be used for purchasing equipment and uniforms.

H #0112

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the Department of Human Services for the sole purpose of making a grant in such amount to Child Abuse Prevention of Tennessee, Inc., to be used for operating and advertising a twenty-four (24) hour a day toll-free statewide telephone line for domestic violence.

H #0134

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred seventy-five thousand dollars (\$175,000) to the Tennessee council for vocational-technical education for the sole purpose of funding the programs and activities of the council.

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H #0201

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of five thousand dollars (\$5,000) to the Nashville Metropolitan Government to repay a grant.

H #0203

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of five hundred forty thousand dollars (\$540,000) to the department of human services for the sole purpose of allocating such sum for human resource agencies.

H #0207

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of three hundred fifty thousand dollars (\$350,000) to the Tennessee Wildlife Resources Agency from their reserves for the sole purpose of funding a feasibility study for Reelfoot Lake, for spraying vegetation at Reelfoot Lake and to fund use of Cook's Cutter to increase additional public waterfowl blindsites and other navigational purposes. It is the legislative intent that these funds be redirected from the governor's proposed reduction to the agency.

H #0211

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of four hundred fifty-nine thousand four hundred dollars (\$459,400) for the sole purpose of implementing Senate Bill 1469 / House Bill 1621, relative to establishing procedures for judicial forfeiture of property, if such bill becomes a law.

H #0255

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the office of legislative administration for the sole purpose of making a grant in such amount to the black health care commission for regional health care summits across the state.

H #0257

by adding the following new item at the end of Section 41:

Item _____. From the funds appropriated to the department of economic and community development, there is earmarked the sum of one hundred forty-two thousand three hundred eighty dollars (\$142,380) for the sole purpose of restoring to the development districts the funds cut by the administration from the fiscal year 1997 budget thus restoring the full statutory funding levels appropriated by the General Assembly for the state's nine development districts. Notwithstanding the provisions of this or any other law to the

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contrary, neither the Department of Economic and Community Development nor the Greater Nashville Regional Council shall be required to submit a plan of activity to the Commissioner of Finance and Administration as a prerequisite for disbursal of the sum, or any portion thereof, appropriated by this item.

H #0296

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eight hundred thousand dollars (\$800,000) to the Department of Education for the sole purpose of restoring funding, on an equal share basis, to the seven (7) public television stations in Tennessee.

H #0351

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) to the Department of Children's Services for the sole purpose of implementing Senate Bill 1553 / House Bill 1104, relative to model teen learning centers, if such bill becomes a law.

H #0369

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of five thousand dollars (\$5,000) to the office of legislative administration for the sole purpose of funding the programs and activities of the statewide minority youth mock legislature annually hosted by the Black Caucus of State Legislators.

H #0376

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill 1009 / House Bill 1501, relative to the Comprehensive Boating Safety Act of 1997, if such bill becomes law.

H #0382

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred twenty thousand dollars (\$220,000) for the sole purpose of making grants of ten thousand dollars (\$10,000) to each of the following community action agencies:

AGENCY

Anderson County Community Action Commission
Blount County Community Action Agency
Bradley-Cleveland Community Services Agency
Caney-Fork Development Corporation

COUNTIES SERVED

Anderson
Blount
Bradley
Cannon, DeKalb,

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Van Buren, Warren

Chattanooga Human Services Department
Clarksville-Montgomery County Community Action Agency
Cordell Hull Economic Opportunity Corporation

Hamilton
Montgomery
Clay, Jackson,
Macon, Smith

Delta Human Resources Agency
Douglas-Cherokee Economic Authority

Fayette, Lauderdale
Cocke, Grainger,
Sevier, Hamblen,
Jefferson, Monroe

Highland Rim Economic Corporation

Dickson, Stewart,
Houston, Humphreys

Knoxville-Knox County Community Action Agency
Mid-Cumberland Community Action Agency

Knox
Cheatham, Sumner,
Robertson,
Trousdale,
Williamson,
Rutherford

Mid-East Community Action Agency
Mountain Valley Economic Opportunity Authority

Loudon, Roane
Campbell, Claiborne,
Morgan, Scott, Union

Northwest Tennessee Economic Development Council

Benton, Carroll,
Crockett, Dyer, Lake,
Obion, Henry,
Weakley, Gibson,
Fayette, Tipton,
Lauderdale, Madison

Shelby County Community Services Agency
South Central Human Resources Agency

Shelby
Bedford, Coffee,
Franklin, Giles,
Hickman, Lawrence,
Lewis, Lincoln,
Marshall, Maury,
Moore, Perry, Wayne

Southeast Human Resources Agency

Bledsoe, Grundy,
Marion, McMinn,
Meigs, Sequatchie,

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Polk, Rhea

Southwest Human Resources Agency

Chester, Decatur,
Hardeman, Hardin,
Haywood,
Henderson, Madison,
McNairy

Upper East Tennessee Human Development Agency

Carter, Greene,
Hancock, Hawkins,
Johnson, Sullivan,
Unicoi, Washington

Metro-Action Commission

Davidson

Upper Cumberland Human Resource Agency

Cumberland,
Fentress, Overton,
Pickett, Putnam,
White, Van Buren,
Warren, Cannon
DeKalb

H #0384

by adding the following new item at the end of Section 36:

Item _____. To the department of state for bookmobile repair or replacement under Section 12, Item 719.

H #0385

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of four hundred thousand dollars (\$400,000) to the department of state for the sole purpose of funding restoration of funding for regional libraries for books, materials and operating costs. Such funds may also be expended for regional library vehicle maintenance and restoration, repairs and replacements on bookmobiles and other library-related purposes. It is the legislative intention that funds appropriated by the provisions of this item be nonrecurring.

H #0398

by adding the following items to Section 12 thereof:

Item _____. Subject to the passage of Senate Bill No. 113/House Bill No. 202, there is hereby appropriated from the Claims Award Fund a sum sufficient to cover the costs associated with the assignment of administrative law judges to hear Tennessee Claims Commission matters pursuant to Section 1 of Senate Bill No. 113/House Bill No. 202.

Item _____. Subject to the passage of Senate Bill No. 113/House Bill No. 202, there is hereby appropriated from the Claims Award Fund a sum sufficient to cover the costs associated with alternative dispute resolutions conducted pursuant to Section 9 of Senate Bill

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No. 113/House Bill No. 202.

Item _____. The Commissioner of Finance and Administration shall transfer all staff, staff positions, equipment, supplies, property, funds and other resources of the Tennessee Claims Commission from the Department of Commerce and Insurance to the Department of Treasury in accordance with, and subject to the passage of Senate Bill No. 113/House Bill No. 202.

H #0402

by adding the following new item at the end of Section 10:

Item _____. To the extent the appropriation for TennCare services set forth in Title III-23(2) in Section 1 of this act includes an increase from fiscal year 1996-1997 to fiscal year 1997-1998 in the amount of capitation rate paid to managed care organizations, no expenditure of such appropriation relating to the increased capitation rate shall be made unless one hundred percent (100%) of the additional capitation rate will ultimately be paid to providers under contract with the TennCare managed care organizations.

H #0457

by deleting from Section 1 of the bill in Title III-26. (Department of Transportation) in the fourth paragraph following the list of allocations, the language:
is allocated for the purpose of funding the "1990 Bridge Grant Program"
and by substituting instead the language:
is allocated for the purpose of funding the state's seventy percent (70%) share of the project cost of the 1990 Bridge Grant Program. For the fiscal 1997-1998 budget, the state shall fund a seventy percent (70%) share of this program and local governments shall be responsible for funding the remaining thirty percent (30%).

H #0468

by adding the following new item at the end of Section 36:

Item _____. Those funds received by the Tennessee Advisory Commission on Intergovernmental Relations from the Tennessee State Revenue Sharing Act for the inventory of public infrastructure needs and other purposes which are unobligated and unexpended at the end of the 1996-1997 fiscal year shall not revert, but shall be carried forward until expended for such purpose.

H #0520

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient from the Criminal Injuries Compensation Fund for the sole purpose of implementing Senate Bill 594 / House Bill 787, relative to compensation of victims of terrorism, if such bill becomes law.

H #0652

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eight hundred ninety-three thousand and four hundred dollars (\$893,400) to restore base state funding for the Tennessee Student Assistance Award

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program to the level of funding in 1996-97.

H #0657

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty thousand dollars (\$30,000) to the department of environment and conservation for the sole purpose of making a grant in such amount to the Tennessee Wars Commission, to be used for the continuation of operations and programs.

H #0716

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of three hundred thousand dollars (\$300,000) to the Department of Health for the sole purpose of implementing Senate Bill 237 / House Bill 697, relative to reconstructive breast surgery, if such bill becomes a law.

H #0728

by adding the following new item at the end of Section 12:

Item _____. From revenues generated by the provisions of House Bill No. 1399 / Senate Bill No. 1637, there is earmarked a sum sufficient to the department of safety for the sole purpose of providing increased security at rest areas.

H #0784

by deleting Item 3 of Section 36 in its entirety and by substituting instead the following: Item 3. To the Judicial Branch in Section 1, Title II, but excluding the appropriations for Indigent Defendants' Counsel and Verbatim Transcripts. The reappropriated funds shall be expended for the study and implementation of an integrated computer system for the Tennessee court system under the provisions of Chapter 1005, Public Acts 1944. This item shall not be subject to the approval of the Commissioner of Finance and Administration.

H #0785

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ninety thousand dollars (\$90,000) to the University of Tennessee Institute of Agriculture for the sole purpose of making a grant in such amount to the Tennessee 4-H Club Foundation, to be used for providing state matching funds, pursuant to Tennessee Code Annotated, Section 49-9-1202.

H #0794

by adding the following new item to Section 12 thereof:

Item _____. There is hereby appropriated a sum sufficient from employer FICA tax savings from the § 125 Cafeteria Plan (Flexible Benefits Plan) to provide for the employer match to the State's 401(k) Plan for State employees compensated on the centralized State payroll system. In the event funds from the § 125 Cafeteria Plan are insufficient to cover the employer match, there is hereby appropriated a sum sufficient to be

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used exclusively for said purpose. Out of available funds appropriated to the University of Tennessee system, the president of said system may use, but is not required to use, any such funds to provide for the employer match to the State's 401(k) Plan for employees of the University of Tennessee. Out of available funds appropriated to the State Board of Regents, the chancellor of said board may use, but is not required to use, any such funds to provide for the employer match to the State's 401(k) Plan for employees of the board of regents. Provided, however, that should the Board of Regents or the University of Tennessee system elect to fund the employer match, the State Treasurer shall have the authority to contract with Optional Retirement Plan vendors to provide investment products to Optional Retirement Plan participants under the State's 401(k) program. The appropriations made in this item shall be administered pursuant to the Provisions of Tennessee Code Annotated, Title 8, Chapter 25.

H #0830

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of six thousand six hundred dollars (\$6,600) to the office of legislative administration for the sole purpose of paying Tennessee's annual dues to the National Black Caucus of State Legislators.

H #0851

by adding the following new item at the end of Section 12:

Item _____. The General Assembly recognizes that implementation of SB 820 / HB 674, relative to the creation of new courts and judgeships, will not require funding in the 1997-98 fiscal year pursuant to an Opinion of the Attorney General.

H #0875

by adding the following new item at the end of Section 12:

Item _____. From the funds appropriated by the provisions of this act to the Tennessee wildlife resources agency, there is earmarked the sum of one hundred thousand dollars (\$100,000) to the department of finance and administration for the sole purpose of making a grant in such amount to the West Eight Association of Soil Conservation Districts, to be used for soil conservation projects and administrative costs.

H #0915

by deleting from Section 2, Item 11 of the printed bill the words "sum of \$5,100,000" and by substituting the words "balance of the appropriation for Sentencing Act of 1985".

AND FURTHER AMEND by deleting from Section 8, Item 20 of the printed bill the words: "for the purchase and maintenance of equipment at state parks".

AND FURTHER AMEND by deleting from Section 12, Item 3 of the printed bill the words "Finance and Administration" and by substituting the word "Health".

AND FURTHER AMEND by deleting in its entirety Section 12, Item 4 of the printed bill

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and by renumbering the subsequent items.

AND FURTHER AMEND by deleting from Section 29, Item 8 of the printed bill the words and figures "eight hundred thousand dollars (\$800,000.00)" and by substituting the words and figures "six hundred thousand dollars (\$600,000.00)".

AND FURTHER AMEND by deleting from Section 1, Title III-21, Item 4 the figure "800,000.00" and by substituting the figure "600,000.00" and by adding a new item 16 to read:

Item "16. Finance and Administration - Special Projects 200,000.00"

AND FURTHER AMEND by deleting from the fourth paragraph of Section 30 of the printed bill the words and punctuation "the Tennessee Regulatory Authority".

AND FURTHER AMEND by deleting in their entirety the last two paragraphs of Section 30 of the printed bill and by substituting a new paragraph to read:

"Employee promotions shall be reported to the general assembly under the provisions of Tennessee Code Annotated, Section 8-30-211(b)."

AND FURTHER AMEND by inserting in Section 31, Item 3 of the printed bill the word "Funds" between the words "Development" and "block".

AND FURTHER AMEND by inserting in Section 41, Item 23 of the printed bill the punctuation and language ", authorized in Section 2, Item 1 of this act," between the words "maintenance" and "shall".

AND FURTHER AMEND by adding to Section 41 of the printed bill a new item to read:

"Item____. The appropriations made in this act specifically do not include funds for the statutorially authorized salary increases contained in Tennessee Code Annotated, Section 4-7-201 and Section 4-7-205 for certain commissioned members and employees of the Department of Safety."

AND FURTHER AMEND by deleting in its entirety the incomplete citation in Section 43, Item 5 of the printed bill and by substituting the citation "Senate Bill No. 1939/House Bill No. 1796".

AND FURTHER AMEND by deleting in its entirety the incomplete citation in Section 43, Item 6 of the printed bill and by substituting the citation "Senate Bill No. 1938/House Bill No. 1795".

AND FURTHER AMEND by deleting in their entirety the incomplete citations in Section 43, Items 7, 8 and 9 of the printed bill and by substituting the citation "Senate Bill No. 1943/House Bill No. 1804" in each of the items.

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AND FURTHER AMEND by deleting in its entirety Section 10, Item 23 of the printed bill and by substituting a new item to read:

“Item _____. Within the amount appropriated in Section 1, Title III-17, for Temporary Assistance to Needy Families in the Families First program established pursuant to the provisions of Tennessee Code Annotated, Title 71, Chapter 3, Part 1, the Commissioner of Human Services shall establish by rule or regulation to be effective July 1, 1997, the maximum grants for eligible persons in the Families First program expressed as a percentage of the standard of need, which standard of need shall, notwithstanding any law or regulation to the contrary, be established at six hundred seventy-seven dollars (\$677) by rule or regulation to be effective July 1, 1997 for fiscal year 1998 for an assistance group composed of three (3) persons, and the standard of need for other assistance group sizes shall be established by the department of human services by rule or regulation to be effective July 1, 1997 for fiscal year 1998 at the same levels as established in fiscal year 1997 for such other assistance group sizes.”

AND FURTHER AMEND by adding to Section 12 of the bill the following new items to read:

“Item _____. The appropriations made in Sections 1 and 4 of this act to the Department of Health shall be adjusted to recognize a change between departmental revenue and general revenue. The appropriation made in Section 1, Title III-16, Item 3.2 shall be increased by \$31,100.00 and the appropriation made in Section 4, Title III-17, Item 3.1 shall be reduced by \$31,100.00.

Item _____. In addition to any other funds appropriated to the Department of Health in Section I, Title III-16 of this Act, there is appropriated a sum sufficient from the Traumatic Brain Injury Fund to the Department of Health to allow for the provision of enhanced and/or new services which benefit traumatic brain injury persons and their families as authorized in Tennessee Code Annotated, Title 68, Chapter 55. Any additional appropriations provided under this item would be on a non-recurring basis from carry-forward funds which exist in the Traumatic Brain Injury Fund and would be subject to approval of the Commissioner of Finance and Administration.

Item _____. There is hereby appropriated from dedicated revenues the sum of \$83,800.00 to the Department of Commerce and Insurance, Division of Regulatory Boards, to establish two (2) inspector positions for the barber board and the cosmetology board.

Item _____. There is hereby appropriated from dedicated revenues the sum of \$151,300.00 to the Department of Commerce and Insurance, Division of Regulatory Boards, to establish five (5) positions, including an administrative director position, to upgrade two (2) positions and to fund other expenses for the State Board for Licensing Contractors.”

AND FURTHER AMEND by adding to Section 29, Item 14 of the printed bill a new paragraph to read:

“The following proposed capital outlay project, to be funded from institutional funds, is in addition to those projects listed in the 1997-98 Budget Document:

Austin Peay State University
Emerald Hill Renovation

\$966,000.00”

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AND FURTHER AMEND by adding to Section 34 of the printed bill the new items to read:

“Item _____. To the Department of Personnel in Section 1, Title III-2, and to adjust federal aid and other departmental revenue accordingly.

Item _____. To the Department of Commerce and Insurance in Section 1, Title III-11, and to adjust federal aid and other departmental revenue accordingly.”

AND FURTHER AMEND by adding to Section 35 of the printed bill the new items to read:

“Item _____. To the Department of Children’s Services in Section 1, Title III-22, and to adjust federal aid and other departmental revenue accordingly.”

AND FURTHER AMEND by adding to Section 36 of the printed bill the following new items to read:

“Item _____. For services to children for whose education the state is directly responsible and the funds were paid to the Department of Children’s Services under the provisions of Tennessee Code Annotated, Section 49-3-363.

Item _____. To the Tennessee Student Assistance Corporation in Section 1, Title III-10, an amount not to exceed \$22,000.00 may be carried forward at June 30, 1997.”

AND FURTHER AMEND by deleting in its entirety Section 39 of the printed bill and by substituting a new Section 39 to read:

“SECTION 39. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

	1996-97	1997-98
District Attorneys General		
1. Executive Director	\$ -	\$ 75,000
Department of State		
1. Library and Archives	\$ 20,000	\$ 20,000
2. Regional Libraries	120,100	
Total Department of State	\$ 140,100	\$ 20,000
Comptroller of the Treasury		
	1996-97	1997-98
1. Municipal Audit	\$ -	\$ 50,000
Commissions		
1. Tennessee Commission on Children and Youth	\$ 70,500	\$ 165,200
Agriculture		
1. Plant Industries	\$ 47,400	\$ 50,600
2. Forestry	-	86,000
3. Agricultural Resources	-	107,000
Total Agriculture	\$ 47,400	\$ 243,600

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Environment and Conservation		
1. Conservation Administration	\$ 323,000	\$ 323,000
2. Tennessee State Parks	1,650,000	-
3. Natural Heritage	180,000	180,000
4. Construction Grants and Loans	3,500,000	3,000,000
Total Environment and Conservation	\$ 5,653,000	\$ 3,503,000
Education		
1. Improving School Programs	\$ 25,000	\$ 50,000
2. Goals 2000	-	3,460,000
Total Education	\$ 25,000	\$ 3,510,000
Higher Education		
1. Tennessee Student Assistance Corporation	\$ 500,000	\$ 500,000
Commerce and Insurance		
1. Fire Prevention	\$ 12,700	\$ 25,500
Mental Health and Mental Retardation		
1. Developmental Disabilities Council	\$ 112,700	\$ 112,700
Military		
1. Tennessee Emergency Management Agency	\$ 53,700	\$ 53,700
2. Armories Maintenance	1,000,000	2,000,000
Total Military	\$ 1,053,700	\$ 2,053,700
Health		
1. Health Services	\$ 60,500	\$ 60,500
	1996-97	1997-98
2. Maternal and Child Health	9,100	9,100
3. Division of Special Services	18,600	18,600
4. Communicable and Environmental Disease Services	1,214,000	2,416,000
5. Health Services Administration Medical Programs	600	600
6. Population Based Services	1,033,900	1,045,300
7. Women, Infants, and Children (WIC)	8,636,900	8,636,900
8. Local Health Services	6,193,900	6,206,100
Total Health	\$17,167,500	\$18,393,100
Human Services		
1. Community Services	\$ 4,398,500	\$ 5,226,600

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2. Vocational Rehabilitation	68,100	64,500
3. Disability Determination	6,500	36,900
Total Human Services	\$ 4,473,100	\$ 5,328,000
Revenue		
1. Office Audit & Examination Division	\$ 235,200	\$ -
Children's Services		
1. Administration	\$ -	\$ 32,800
2. Family Support Services	244,300	213,000
3. Custody Services	-	8,055,500
4. Adoption Services	61,100	50,000
5. Tennessee Preparatory School	107,600	113,300
Total Children's Services	\$ 413,000	8,464,600
TOTAL	\$29,903,900	\$42,444,400

The Commissioner of Finance and Administration is authorized to establish 20 full-time positions and 1 part-time position and to allocate them to the appropriate organizational units. At June 30, 1997, any unexpended balances of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 1997."

AND FURTHER AMEND by adding to Section 41 of the printed bill the following new items to read:

"Item _____. In the fiscal year ending June 30, 1997, any remaining assets of the Tennessee Comprehensive Health Insurance Pool (TCHIP) shall be transferred to the general fund.

Item _____. In each of the fiscal years ending June 30, 1997, and June 30, 1998, there is appropriated a sum not to exceed \$20,000.00 from asbestos claims recoveries to reimburse the Office of the Attorney General and Reporter for expenses incurred to pursue the claims.

Item _____. Any unexpended revenues available at June 30, 1997, for benefit of the Tennessee Ocoee Development Agency (TODA) are hereby reappropriated to TODA to be expended in the 1997-98 fiscal year.

Item _____. There is hereby appropriated a sum sufficient to the Department of Environment and Conservation from funds of the former Tennessee Elk River Development Agency (TERDA) to implement the provisions of Chapter 816, Public Acts of 1996.

Item _____. The unexpended balance of the appropriation made to the Department of Financial Institutions to implement Chapter 718, Public Acts of 1996, is hereby reappropriated to the department to be expended in the 1997-98 fiscal year.

Item _____. There is hereby appropriated to the American Red Cross the sum of \$5,000.00 for flood relief efforts in West Tennessee this year. This appropriation is made from funds donated to the state of Tennessee by the Consulate General of Japan in New Orleans for damages caused during the 1997 floods. The Consulate General conveyed a

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condolence from the Japanese Foreign Minister with the donation.

Item _____. There is hereby appropriated a sum sufficient to the Department of Environment and Conservation, West Tennessee River Basin Authority, from funds provided by the counties within the authority area.

Item _____. In the fiscal years ending June 30, 1997, and June 30, 1998, there is hereby appropriated a sum sufficient from the Transportation Equity Fund to the Department of Transportation, Division of Air, Water and Rail. This appropriation is subject to the availability of revenue in the fund.

Item _____. There is hereby appropriated from dedicated revenues the sum of \$130,000.00 to the Department of Commerce and Insurance, Division of Regulatory Boards, Real Estate Education and Recovery Fund, to provide for court-ordered payments and to print and distribute to all licensees a manual of laws and rules and regulations.

Item _____. From the handgun carry permit fees paid under the provisions of Tennessee Code Annotated, Section 39-17-1351 and the provisions of House Bill No. 1055 / Senate Bill No. 1170, there is hereby appropriated a sum sufficient to the Department of Safety and to the Tennessee Bureau of Investigation to implement the provisions of the handgun carry permit law. This appropriation is subject to approval by the Commissioner of Finance and Administration and the Commissioner is authorized to establish positions to implement the law. Any unexpended permit fees at June 30, 1997, are hereby reappropriated to be expended in the 1997-98 fiscal year and shall be carried forward in a reserve into the fiscal year beginning July 1, 1997.

Item _____. From the appropriations made in Section 1, Title III-22, to the Department of Children's Services, the sum of \$804,900.00 shall be transferred to TennCare to provide the state match for additional payments to the Department of Children's Services made under Section 39 of this act. Federal aid funds in TennCare shall be adjusted accordingly.

Item _____. Subject to the passage of Senate Bill No.1637 / House Bill No.1399, there is hereby appropriated from dedicated revenues the sum of \$1,500,000.00 to the Department of Safety to establish additional uniformed highway patrol officer positions and to provide for training and equipment.

Item _____. Subject to approval by the Commissioner of Finance and Administration and the Comptroller of the Treasury, the loan agreement made pursuant to Section 41, Item 31 of the 1989 Appropriations Act, and all subsequent loan agreements made with the Tennessee Rehabilitative Initiative in Corrections Board (TRICOR) and its predecessor organizations, are hereby cancelled and forgiven effective June 30, 1997."

AND FURTHER AMEND by deleting in its entirety Section 43, Item 11 of the printed bill and by renumbering the subsequent items.

AND FURTHER AMEND by adding a new section to the printed bill to read:

SECTION _____. In addition to the appropriations made in Sections 1 and 38 of this act there is hereby appropriated to the:

Item 1. Department of Economic and Community Development the sum of \$35,000.00 to pay dues to the Southern States Energy Board and the sum of \$61,000.00 to pay an increase in dues to the Appalachian Regional Commission (ARC).

Item 2. Department of Education the sum of \$35,000.00 to increase the grant to the

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Holocaust Commission.

Item 3. Department of Commerce and Insurance the sum of \$150,000.00 to pay bonus supplements to firemen as authorized in Section 7, Item 11 of this act.

Item 4. Department of Health the sum of \$150,000.00 to establish five (5) additional positions for the audit section.

Item 5. Department of Finance and Administration the sum of \$47,000.00 to fund a position for establishing a Service Vendor Registry System intended to foster the state's utilization of minority and small businesses and promote competition in service contracting.

Item 6. Department of Human Services the sum of \$29,000.00 to establish one (1) adult day care program specialist position.

Item 7. Subject to the passage of Senate Bill No. 1945/House Bill No. 1817, there is hereby appropriated \$293,000.00 to the Department of Revenue to implement the act (Petroleum Products and Alternative Fuels Tax Law).

AND FURTHER AMEND by adding a new section to the printed bill to read:

SECTION _____. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. There is hereby appropriated the following amounts which shall be in addition to the appropriations provided under Chapter 1083, Public Acts of 1996 and under Sections 1 and 38 of this act:

	1996-97	1997-98
Judicial		
1. Indigent Defendants' Counsel	\$ 600,000	\$ 1,583,000
Labor		
1. Second Injury Fund	\$ 2,500,000	\$ 2,500,000
Health		
1. Families First - Nurses' Visits	\$ -	\$ 600,000
	1996-97	1997-98
TOTAL	\$ 3,100,000	\$ 4,683,000

The Commissioner of Finance and Administration is authorized to establish positions as may be required by the Department of Health and to transfer the appropriation to TennCare and to adjust federal aid and interdepartmental revenue accordingly.

H #0916

by adding the following new item at the end of Section 10:

Item _____. There is appropriated the sum of sixty thousand dollars (\$60,000) from funds received by the Administrative Office of the Court for the sole purpose of making a grant in such amount to statewide organizations engaged in offering assistance to organizations and individuals providing legal and other advocacy assistance to low income and/or elderly Tennesseans with civil legal problems, to be used for provision of the

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following services by the statewide organizations for lawyers, paralegals and other advocates working with and/or for low income and/or elderly Tennesseans: development of and provision of continuing legal education; development of manuals, and other informational resources; and other similar technical support.

H #0917

by adding the following new item at the end of Section 10:

Item _____. From the funds appropriated to the department of employment security, there is earmarked the sum of eighty-seven thousand seven hundred fifty dollars (\$87,750) to be allocated to the Board of Regents for the sole purpose of implementing House Bill No. 1206 (SB 1252), if such bill becomes law.

H #0918

by inserting the language “the Office of Legislative Budget Analysis” between the words “the” and “Finance” in the second sentence of the original Section 23.

AND FURTHER AMEND by adding the following language at the end of the first paragraph of the original Section 23:

Any positions which are overlapped for more than ninety (90) days shall be reflected in the revised personnel summaries and in the Governor’s Budget Document for the three (3) fiscal years presented.

AND FURTHER AMEND by inserting the language “,including the Tennessee Technology Centers,” between the words “institutions” and “expend” in the original Item 2 of Section 29.

AND FURTHER AMEND by adding the following language at the end of the original Item 5 of Section 29:

The governing boards shall submit to the Office of Legislative Budget Analysis both the original and revised operating budgets proposed. The Tennessee higher education commission shall submit to the Office of Legislative Budget Analysis the revised higher education funding formula for the ensuing fiscal year no later than December 1 of each year.

by adding the following language at the end of the original Section 11:

The Department of Education shall submit to the Office of Legislative Budget Analysis the revised BEP funding formula for the ensuing fiscal year no later than January 1 of each year.

H #0919

by adding the following new item at the end of Section 41:

Item _____. From the funds appropriated to the facilities revolving fund, there is earmarked the sum of twenty thousand dollars (\$20,000) to be allocated to the general assembly for the sole purpose of remediation of the electromagnetic field problem in office space in the War Memorial Building.

H #0920

by adding the following new item at the end of Section 41:

Item _____. The appropriation made to Jefferson County in Section 12, Item 587 of Chapter 1083, Public Acts of 1996 is hereby reappropriated to Jefferson County for the

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purpose of making repairs and improvements to the high school track, field, soccer field and other facilities.

H #0921

by adding the following new item at the end of Section 43:

Item _____. The appropriation made to the career ladder program by Section 1, Title III-9, Item 2.1b, is reduced by four million dollars (\$4,000,000). One million dollars (\$1,000,000) of this amount shall come from funds for administration and testing. Three million dollars (\$3,000,000) of this amount shall come from funds allocated for extended contracts, but no such reduction shall affect extended contracts involving summer school programs or involving student contact programs whether conducted through extended hours or during the summer months.

H #0922

by adding the following new section to be appropriately designated:

Section _____.

(a) If the board of trustees determines, after reviewing the actuarial valuation as of June 30, 1997, that the recommended employer contribution rate for state employees and teachers is less than the rate in effect on June 30, 1997, the recommended employer contribution shall be adjusted effective July 1, 1997, and the excess appropriation contained in this act resulting from the reduction in annual contribution requirements for the fiscal year ending June 30, 1998 shall be utilized by the board of trustees as follows so long as such action will not cause retirement contribution rates to increase above those in effect on June 30, 1997:

(1) Any excess appropriations shall first be utilized to fund the compound cost of living adjustment authorized in SB 517 / HB 1401, subject to passage. This adjustment shall be made January 1, 1998, based on available excess contributions.

(2) Any excess appropriation shall next be utilized to permanently fund the three and six-tenths percent (3.6%) adjustment in computing average final compensation, subject to passage of SB 379 / HB 166. This funding shall be required in the 1998-99 fiscal year, based on available excess appropriations.

(b)(1) Dependent upon a finding by the commissioner of finance and administration that funding from the reduced contribution rate or any other sources is available, a sum sufficient is hereby appropriated for a cost of living salary adjustment for state employees and teachers of up to one and one-half percent (1.5%) in one-half percent (1/2%) increments based on the December 31, 1997 salaries of such employees and teachers. This adjustment shall be made January 1, 1998.

(2) Dependent upon a finding by the commissioner of finance and administration that funding from the reduced contribution rate or any other sources is available, an amount not to exceed three million nine hundred thousand dollars (\$3,900,000) is appropriated for state match for state group insurance premiums. The general assembly recognizes that the provisions of HB 1516 / SB 1201 shall be funded from such appropriation.

(3) Dependent upon a finding by the commissioner of finance and administration that funding from the reduced contribution rate or any other sources is available, an amount

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not to exceed fifteen million dollars (\$15,000,000) is appropriated to restore reductions in the Tennessee Housing Development Agency bond fund reserves. This appropriation is non-recurring.

(4) Dependent upon a finding by the commissioner of finance and administration that funding from the reduced contribution rate or any other sources is available, an amount not to exceed twenty-four million six hundred thirty-five thousand two hundred dollars (\$24,635,200) is appropriated to restore reductions in the Tennessee Housing Development Agency assets fund. This appropriation is non-recurring.

(5) Dependent upon a finding by the commissioner of finance and administration that funding from the reduced contribution rate or any other sources is available, there is appropriated an amount not to exceed seven million five hundred thousand dollars (\$7,500,000) to institutions of the University of Tennessee and Tennessee Board of Regents systems. These funds shall be distributed in accordance with the following schedule:

Institution/Unit	Non-recurring
Austin Peay	\$ 407,300
Middle Tennessee	1,024,100
Tennessee State	511,800
University of Memphis	1,332,100
Subtotal TBR Universities	\$ 3,275,300
Chattanooga	\$ 296,900
Columbia	145,400
Dyersburg	81,800
Jackson	132,400
Motlow	113,700
Nashville State Tech	156,800
NorthEast	129,500
Pellissippi	243,800
Roane	214,700
State Tech at Memphis	69,500
Volunteer	209,900
Walters State	210,300
Subtotal 2-Year Institutions	\$ 2,004,700
UT Chattanooga	\$ 517,100
UT Knoxville	696,700
Subtotal UT Universities	\$ 1,213,800
Subtotal Academic Units	\$ 6,493,800
Technology Centers	1,006,200
Total Formula Units	\$ 7,500,000

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The non-recurring amounts appropriated hereby are restorations of a portion of the reversions from such institutions during the 1996-97 fiscal year.

(6) Dependent upon a finding by the commissioner of finance and administration that funding from the reduced contribution rate or any other sources is available, a sum sufficient is hereby appropriated for a cost of living salary adjustment for state employees and teachers of one-half percent (.5%) based on the December 31, 1997 salaries of such employees and teachers. This adjustment shall be made January 1, 1998.

It is the intent of the General Assembly in authorizing these contingent appropriations that, based on available funds, these appropriations be implemented in the order stated in this section.

H #0923 by deleting the original Section 43, Item 12 in its entirety.

H #0924 by adding the following new section to be appropriately numbered:
Section ___. The appropriation made by the provisions of this act to fund the three and six-tenths percent (3.6%) adjustment in computing average final compensation provided for in Tennessee Code Annotated, Section 8-34-101(4)(B) is hereby reduced by the sum of one hundred five thousand dollars (\$105,000) to recognize non-state funding of this item.

H #0925 by adding the following new section to be appropriately numbered:
Section ___. The appropriation to the department of tourist development for advertising is hereby reduced by the sum of three million dollars (\$3,000,000). In recognition that legislation to fund a portion of the appropriation to the TIIPS program will not become law, the appropriation to the TIIPS program is hereby reduced by the sum of five million dollars (\$5,000,000). In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seven million dollars (\$7,000,000) to the department of finance and administration for industrial and tourism development activities. It is the intention of the general assembly that the funds appropriated by the provisions of this act be nonrecurring and that the commissioner of finance and administration allocate such funds in a manner which will maximize the benefits to the state.

H #0926 by adding the following new item at the end of Section 10:
Item ___. There is transferred the sum of two million five hundred thousand dollars (\$2,500,000) from the unemployment compensation special administrative fund to the general fund. The transfer made in this item is subject to passage of HB 146 / SB 717.

H #0927 by adding the following new section to be appropriately numbered:
Section ___. The appropriation made to the department of revenue in Section 1, Title III-18 is hereby reduced by the sum of four hundred seventy-four thousand six hundred

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dollars (\$474,600). It is the legislative intent that the increase in funds for administration of the collection of local option sales tax appropriated in Section 4, Title III-19 be used to replace this reduction.

H #0928

by adding the following new item at the end of Section 41:

Item _____. It is the legislative intent that the sum of nineteen million forty-six thousand dollars (\$19,046,000) is to be carried forward to be expended in the 1997-98 fiscal year and the commissioner of finance and administration is authorized to establish a reserve in such amount as of June 30, 1997.

H #0929

AND FURTHER AMEND by adding to Section 43 of the printed bill a new item:

Item _____. It is the legislative intent to recognize a base over-appropriation in the general fund of \$70,000,000 in 1996-97 and in 1997-98. Pursuant to the provisions of Tennessee Code Annotated, Section 9-6-120(b), it is the legislative intent to recognize an additional over-appropriation of \$37,500,000 in 1996-97 through reduction in expenditures to offset the general fund revenue shortfall in 1996-97.

Further, it is the legislative intent that the amount of the over-appropriation upon which initial budget estimates are made should reflect that amount of appropriations to agencies in the general fund which, through normal operations, would be expected to be unobligated at the end of the fiscal year. To the extent practical, from state funds appropriated herein which may become available due to overcollections of federal or other non-state revenue, the commissioner of finance and administration is urged and authorized to reduce the over-appropriation for 1997-98 to an amount not less than \$50,000,000. The commissioner of finance and administration is urged to present the 1998-99 budget upon the basis of a general fund over-appropriation not to exceed \$50,000,000.

H #0930

AND FURTHER AMEND by reducing the appropriation made in Section I, Title III, Item 2.1 by the amount of \$731,800.

AND FURTHER AMEND by reducing the appropriation made in Section 1, Title II, Item 1. Appellate and Trial Courts in the amount of \$185,000 such amount being the improvement funds for a new circuit court in the 26th judicial district.

AND FURTHER AMEND by reducing the appropriation in Section 1, Title III-7, in the amount of \$1,800,000 in order to reflect the cost avoidance resulting from passage of Senate Bill 1661 / House Bill 1265, (the Technical Violator Bill).

H #0931

by adding the following new section to be appropriately numbered:

Section _____. The appropriation to the department of correction for the Sentencing Act of 1985 is reduced by the sum of three million seven hundred thousand dollars (\$3,700,000).

H #0932

by adding the following new section to be appropriately numbered:

Section _____. The appropriation to the department of labor for computer systems is reduced by the sum of one million five hundred thousand dollars (\$1,500,000).

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H #0933

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ten million dollars (\$10,000,000) for the sole purpose of distribution to the institutions of the University of Tennessee and the state Board of Regents systems in accordance with the following schedule:

Institution/Unit	Recurring
Austin Peay	\$ 182,800
Middle Tennessee	1,770,700
Tennessee State	365,800
Subtotal TBR Universities	\$ 2,319,300
Chattanooga	\$ 339,500
Columbia	662,300
Dyersburg	285,400
Jackson	121,500
Nashville State Tech	357,000
NorthEast	581,600
Pellissippi	153,500
Roane	13,300
Volunteer	1,389,900
Walters State	721,700
Subtotal 2-Year Institutions	\$ 4,625,700
Subtotal Academic Units	\$ 6,945,000
Technology Centers	3,055,000
Total Formula Units	\$ 10,000,000

H #0934

by adding the following new item at the end of Section 41:

Item _____. No funds appropriated to the Tennessee historical commission or any other state entity by the provisions of this act shall be used for contracting with an out-of-state person, entity or government to administer the Tennessee Main Street Program.

H #0935

by adding the following new item at the end of Section 41:

Item _____. From the funds in the Revenue Fluctuation Reserve, there is earmarked and appropriated the sum of ten million three hundred sixty-four thousand eight hundred dollars (\$10,364,800) to the department of finance and administration for the sole purpose of reducing the need to transfer funds from the Tennessee Housing Development Authority. Such funds shall not revert at June 30, 1997, but shall be carried forward in a reserve to be

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expended in the 1997-98 fiscal year. It is the intention of the general assembly that any overcollections of revenues not otherwise obligated by the provisions of this act be used to restore such funding to the Revenue Fluctuation Reserve.

H #0936

by adding the following new item at the end of Section 10:

Item _____. From the funds appropriated for state employees salary adjustments by the provisions of Section 1, Title III-21, Item 13, there is earmarked the sum of two hundred fifty thousand dollars (\$250,000) to be allocated to the general assembly for the sole purpose of salary adjustments.

H #0937

by adding the following new item at the end of Section 10:

Item _____. The commissioner of finance and administration is authorized to transfer from the treasury department to the revenue department one position and appropriate funding in recognition of changes being made in the state's deposit process. In addition, the commissioner is authorized to transfer from treasury department reserves to the revenue department funding for computer enhancements necessary to change the state's deposit process. The transfers authorized by this item are subject to the approval of the state treasurer.

H #0938

by adding the following new section to be appropriately numbered:

Section _____. Section 1, Title III--21, Item 15 of the original bill is hereby deleted. From the funds appropriated to the Tennessee Higher Education Commission by the provisions of this act, there is earmarked the sum of one hundred thousand dollars (\$100,000) to provide funding for the Higher Education Study Panel.

H #0939

by adding the following new section to be appropriately numbered:

Section _____. It is the legislative intention to recognize a savings in the career ladder program in an amount not to exceed three million dollars (\$3,000,000) pursuant to the provisions of House Bill No. 209 / Senate Bill No. 25, subject to such bill becoming law.

H #0940

by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) to the comptroller of the treasury for the sole purpose of conducting a study of the state judicial system. Such study shall include comparison of caseloads, work assignments, and distribution of public defenders and their assistants, district attorneys general and their assistants, criminal investigators and judges.

H #0941

in Section 42, Item 2 of the printed bill by deleting the words and figures "twenty-five thousand dollars (\$25,000)" wherever they appear and substituting the words and figures

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“one hundred thousand dollars (\$100,000)”.

H #0942

by deleting the original Item 4 of Section 10 in its entirety and by substituting instead the following:

Item 4. From the funds appropriated to the TennCare program, the state shall comply with applicable federal law.

by deleting the original Item 9 of Section 43 in its entirety.

by deleting the language of Section 47, Item 1. and substituting instead therefore the following:

Notwithstanding the provisions of Chapter 1083, Public Acts of 1996, to the contrary, to the extent state revenues and/or other funds made available to the general fund for the fiscal year ending June 30, 1997, exceed the requirements of such fund for the year ending June 30, 1997, the commissioner of finance and administration is authorized to establish the Revenue Fluctuation Reserve in the amount of \$91,035,200; provided, however, that if additional revenues and/or other funds made available to the general fund exceed such amount, the commissioner is authorized to increase such reserve. To the extent the Revenue Fluctuation Reserve is established in an amount at least equal to \$91,035,200, the commissioner is further authorized to establish as of June 30, 1997, a Reserve for 1998-99 Appropriations.

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